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HIGH COURT OF CHHATTISGARH, BILASPUR

Cr.M.P. NO.142/2006

PETITIONER Ratan Kumar Mishra, S/o Shri Mudrika Prasad Mishra, aged about 38 years, Resident of Ghurehatta (Payasin Tola) Police Station – Mauganj, District Rewa (M.P.)

Versus

RESPONDENTS

1. State of Chhattisgarh
2. Smt. Shyamlata Mishra, W/o Ratan Kumar Mishra, aged about 33 years, R/o Banglapara, Chakradhar Nagar, Raigarh (C.G.)

PETITION UNDER SECTION 482 Cr.P.C.

Appearance:

Shri Amit Kumar, Counsel for the petitioner.

Shri M.P.S. Bhatia, Panel Lawyer for the State.

ORAL ORDER
(18.07.2007)

SUNIL KUMAR SINHA, J.

Heard.

This is a petition filed against the order of issuance of process under Section 204 of Cr.P.C.

After arguing for a long time, learned counsel for the petitioner prays for withdrawal of this petition with a liberty to file a duly constituted revision before the concerned Sessions Court.

The prayer is allowed.

The petition is dismissed, as withdrawn with the aforesaid liberty granted in favour of the petitioner.

At this stage, learned counsel for the petitioner submits that there would be hurdle of limitation in filing the revision.

Needless to say that the law of limitation provides provision for seeking condonation and the petitioner may avail this provision while filing the revision, if such an exigency arises.

Sd/-
Sunil Kumar Sinha
Judge

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